Application No.: 10/540,878 Docket No.: 0020-5388PUS1

REMARKS

Claims 1-27 are pending. No amendments have been made by way of the present submission, thus, no new matter has been added.

In the outstanding Office Action the Examiner asserts that the application contains groups of inventions that which are not so linked as to form a single general inventive concept pursuant to PCT Rule 13.1. However, Applicants submit that the claims share Unity of Invention and thus traverse. For instance, the presently claimed compounds share a corresponding technical feature which makes a contribution over the prior art. Although the Examiner has cited certain prior art at page 4 of the Office Action, such prior art should not require the creation of such a large number of groups. Regardless, there exists no undue administrative burden placed upon the Examiner to search and consider the presently claimed subject matter in its entirety.

However, in order to be fully responsive, Applicants hereby elect the group wherein

is
$$R^{28}$$
, and Ring X is a group of B).

The Examiner has also required Applicants to make an Election of Species. Thus, Applicants elect as a single species the compound of Example 59. The elected single species is included in claims 1 to 10, 12, 15, 16 and 18 to 23. It is Applicants' understanding that this election of species serves as a starting point for search and examination purposes. Upon indication of allowability for the elected species the Examiner must expand the search to include other non-elected species with the intent of finding the generic claims ultimately allowable.

In view of the above, favorable action on the merits is respectfully solicited.

If the Examiner has any questions or comments, please contact Craig A. McRobbie, Reg. No. 42,874 at the office of Birch, Stewart, Kolasch & Birch, LLP.

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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees

Dated: April 29, 2008 Respectfully submitted,

By (melall) \$47.874

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